

PTO/SB/97 (09-04)

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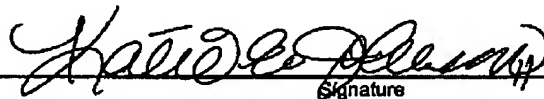
Application No. (If known): 10/528,798

Attorney Docket No.: HO-P03144US0

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on January 10, 2006  
Date



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Fee Transmittal (1 page)  
Petition for Extension of Time (1 page)  
Response to Notification of Missing Requirements (1 page)  
Copy of Notification (1 page)  
Declaration and Application Data Sheet (5 pages)

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## FAX TRANSMISSION

DATE: January 10, 2006

PTO IDENTIFIER: Application Number 10/526,796  
Patent Number

Inventor: Ko Kaku et al.

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (571) 273-8300

FROM: FULBRIGHT &amp; JAWORSKI L.L.P.

Jan K. Simpson

PHONE: (713) 651-5383

Attorney Dkt. #: HO-P03144US0

PAGES (Including Cover Sheet): 12

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- Transmittal (1 page)
- Fee Transmittal (1 page)
- Petition for Extension of Time (1 page)
- Response to Notification of Missing Requirements (1 page)
- Copy of Notification (1 page)
- Declaration and Application Data Sheet (5 pages)
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WWW.FULBRIGHT.COM

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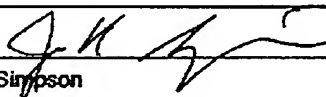
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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/526,796
		Filing Date	October 15, 2003
		First Named Inventor	Ko Kaku
		Art Unit	N/A
		Examiner Name	Not Yet Assigned
Total Number of Pages In This Submission	11	Attorney Docket Number	HO-P03144US0

## ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Copy of Notification Declaration and Application Data Sheet (5 pages) Certificate of Transmission Return Receipt Postcard
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	FULBRIGHT & JAWORSKI L.L.P.		
Signature			
Printed name	Jan K. Simpson		
Date	January 10, 2006	Reg. No.	33,283

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PTO/SB/17 (12-04/2)

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<b>Effective on 12/08/2004.</b> Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). <b>FEE TRANSMITTAL</b> <b>For FY 2005</b>		<b>Complete if Known</b>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/526,798
		Filing Date	March 7, 2005
		First Named Inventor	Ko Kaku
		Examiner Name	Not Yet Assigned
		Art Unit	N/A
<b>TOTAL AMOUNT OF PAYMENT</b> (\$) 450.00		Attorney Docket No.	HO-P03144US0

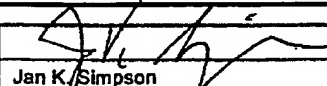
  

<b>METHOD OF PAYMENT</b> (check all that apply)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____	
<input checked="" type="checkbox"/> Deposit Account    Deposit Account Number: <u>06-2375</u> Deposit Account Name: <u>Fulbright &amp; Jaworski L.L.P.</u>	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee	
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Credit any overpayments	

<b>FEE CALCULATION</b>							
<b>1. BASIC FILING, SEARCH, AND EXAMINATION FEES</b>							
	<b>FILING FEES</b>		<b>SEARCH FEES</b>		<b>EXAMINATION FEES</b>		
		<b>Small Entity</b>		<b>Small Entity</b>		<b>Small Entity</b>	
<b>Application Type</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fees Paid (\$)</b>
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
<b>2. EXCESS CLAIM FEES</b>							
<b>Fee Description</b>						<b>Small Entity</b>	
						<b>Fee (\$)</b>	<b>Fee (\$)</b>
Each claim over 20 (including Reissues)						50	25
Each independent claim over 3 (including Reissues)						200	100
Multiple dependent claims						360	180
<b>Total Claims</b>		<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>	<b>Multiple Dependent Claims</b>		
15		- 20 =	x	=	<b>Fee (\$)</b>		<b>Fee Paid (\$)</b>
<b>Indep. Claims</b>		<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>			
4		- 4 =	x	=			
<b>3. APPLICATION SIZE FEE</b>							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
<b>Total Sheets</b>		<b>Extra Sheets</b>	<b>Number of each additional 50 or fraction thereof</b>		<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>	
- 100 =		750	round up to a whole number x		=		
<b>4. OTHER FEE(S)</b>							
Non-English Specification, \$130 fee (no small entity discount)						<b>Fees Paid (\$)</b>	
Other (e.g., late filing surcharge): 1252 Extension for response within second month						450.00	

<b>SUBMITTED BY</b>			
Signature		Registration No. (Attorney/Agent)	33,283
Name (Print/Type)	Jan K. Simpson	Telephone	(713) 651-5383
		Date	January 10, 2006

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JAN 10 2006

Application No.: 10/524,421

Docket No.: HO-P03144US0

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re Patent Application of:  
Ko Kaku, et al.

Application No.: 10/526,796

Confirmation No.: 7396

Filed: March 7, 2005

Art Unit: N/A

For: PROCESS FOR THE PREPARATION OF A  
COFFEE PRODUCT

Examiner: Not Yet Assigned

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.**  
**371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE**MS PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office mailed September 16, 2005, Applicant respectfully submits a Declaration and Copy of Notification.

*Applicant believes no fee is due as the surcharge was paid with the initial filing.*  
However, if an additional fee is due, please charge the deposit account of Fulbright & Jaworski L.L.P. 06-2375, under Order No. HO-P03130US0, from which the undersigned is authorized to draw.

Dated: January 10, 2006

Respectfully submitted, By Jan K. Simpson  
Registration No.: 33,283  
FULBRIGHT & JAWORSKI L.L.P.  
Fulbright Tower  
1301 McKinney, Suite 5100  
Houston, Texas 77010-3095  
(713) 651-5151  
(713) 651-5246 (Fax)  
Attorney for Applicant

25613630.1

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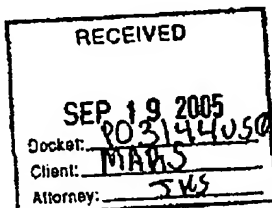


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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/526,796	Ko Kaku	HO-P03144US0

26271  
FULBRIGHT & JAWORSKI, LLP  
1301 MCKINNEY  
SUITE 5100  
HOUSTON, TX 77010-3095



INTERNATIONAL APPLICATION NO.	
PCT/GB03/04451	
I.A. FILING DATE	PRIORITY DATE
10/15/2003	10/16/2002

CONFIRMATION NO. 7398  
371 FORMALITIES LETTER  
\*OC000000017030844\*

Date Mailed: 09/16/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 03/07/2005
- Copy of the International Search Report filed on 03/07/2005
- Preliminary Amendments filed on 03/07/2005
- U.S. Basic National Fees filed on 03/07/2005
- Priority Documents filed on 03/07/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

JOHN L ANDERSON

---

Telephone: (703) 308-9140 EXT 211

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## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/526,796	PCT/GB03/04451	HO-P03144US0

FORM PCT/DO/EO/905 (371 Formalities Notice)